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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,)
8 Plaintiff,) No. CR-09-027-JLQ
9 v.) ORDER DENYING DEFENDANT'S
10 FRANK MURINKO,) MOTION TO MODIFY
11 Defendant.)
12

13 At the June 23, 2009, hearing on Defendant's Motion to Modify
14 Conditions of Release entered March 12, 2009, Defendant appeared
15 with counsel Kailey Moran. Assistant U.S. Attorney Stephanie Lister
16 represented the United States. Defendant requests that the court
17 modify condition No. 23 to allow him to have unsupervised contact
18 with his children. Defendant states that his children, ages 16, 15,
19 and 11, will be home for the summer months when summer vacation
20 starts on June 17, 2009. Defendant and his spouse have work
21 schedules where Defendant would be home several hours per day while
22 his spouse is at work. Because Defendant is on electronic home
23 monitoring, he is required to be at home for the hours that he is
24 not otherwise approved to be out of the house for work or other
25 approved activities. There are no allegations involving his
26 children. .

27 **IT IS ORDERED** that Defendant's Motion (**Ct. Rec. 33**) is **DENIED**.

28 However, defendant may arrange through Pretrial Services to be at

1 his mother-in-law's home (or arrangements may be made for his
2 daughter to be away during those hours) so as to avoid violation of
3 the conditions of release of no unsupervised contact.

4 IT IS SO ORDERED.

5 DATED June 23, 2009.

6 s/ CYNTHIA IMBROGNO
7 UNITED STATES MAGISTRATE JUDGE

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